

## SUBCHAPTER C—CONTRACTING METHODS AND CONTRACT TYPES

### PART 1513—SIMPLIFIED ACQUISITION PROCEDURES

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1513.000 Scope of part.

#### Subpart 1513.1—General

1513.170 Competition exceptions and justification for sole source simplified acquisition procedures.

1513.170-1 Contents of sole source justifications.

#### Subpart 1513.4—Imprest Fund

#### Subpart 1513.5—Purchase Orders

1513.505 Purchase order and related forms.

1513.507 Clauses.

AUTHORITY: Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c).

SOURCE: 61 FR 57338, Nov. 6, 1996, unless otherwise noted.

#### 1513.000 Scope of part.

This part prescribes EPA policies and procedures for the acquisition of supplies, nonpersonal services, and construction from commercial sources, the aggregate amount of which does not exceed the simplified acquisition threshold.

#### Subpart 1513.1—General

**1513.170 Competition exceptions and justification for sole source simplified acquisition procedures.**

**1513.170-1 Contents of sole source justifications.**

The program office submitting the procurement request must submit, as a separate attachment, a brief written statement in support of sole source acquisitions exceeding the micro-purchase threshold. The statement must cite one or more of the circumstances in FAR 6.302 and the necessary facts to support each circumstance. Although program offices may not cite the authority in FAR 6.302-7, the public interest may be used as a basis to support a sole source acquisition. If the acquisition has been synopsisized as a notice of

proposed sole source acquisition, the statement must include the results of the evaluation of responses to the synopsis.

#### Subpart 1513.4—Imprest Fund

#### Subpart 1513.5—Purchase Orders

**1513.505 Purchase order and related forms.**

Contracting Officers may use the EPA Form 1900-8, Procurement Request/Order, in lieu of Optional Forms 347 and 348 for individual purchases prepared in accordance with the instructions printed on the reverse thereof (see 1553.213-70).

[61 FR 57338, Nov. 6, 1996. Redesignated at 62 FR 33572, June 20, 1997]

#### 1513.507 Clauses.

(a) It is the general policy of the Environmental Protection Agency that Contractor or vendor prescribed leases or maintenance agreements for equipment shall not be executed.

(b) The Contracting Officer shall, where appropriate, insert the clause at 1552.213-70, Notice to Suppliers of Equipment, in orders for purchases or leases of automatic data processing equipment, word processing, and similar types of commercially available equipment for which vendors, as a matter of routine commercial practice, have developed their own leases and/or customer service maintenance agreements.

### PART 1514—SEALED BIDDING

#### Subpart 1514.2—Solicitation of Bids

Sec.

1514.201 Preparation of invitations for bids.

1514.201-6 Solicitation provisions.

1514.201-7 Contract clauses.

1514.205 Solicitation mailing lists.

## 1514.201

### Subpart 1514.4—Opening of Bids and Award of Contract

1514.404 Rejection of bids.

1514.406 Mistakes in bids.

AUTHORITY: Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c).

SOURCE: 49 FR 8843, Mar. 8, 1984, unless otherwise noted.

### Subpart 1514.2—Solicitation of Bids

#### 1514.201 Preparation of invitations for bids.

##### 1514.201-6 Solicitation provisions.

The Contracting Officer shall insert the solicitation provision at 1552.214-71, Contract Award-Other Factors-Sealed Bidding, in invitations for bids when it is appropriate to describe other factors that will be used in evaluating bids for award.

[50 FR 14359, Apr. 11, 1985, as amended at 61 FR 55118, Oct. 24, 1996]

##### 1514.201-7 Contract clauses.

The CCO is authorized to waive the inclusion of the clauses at FAR 52.214-27 and 52.214-28, in accordance with FAR 14.201-7.

[55 FR 24579, June 18, 1990, as amended at 58 FR 18976, Apr. 21, 1994]

##### 1514.205 Solicitation mailing lists.

When a solicitation and all amendments are posted on the Internet with a synopsis providing information as to how to access the solicitation and all amendments, the CO will need to maintain a mailing list of only those individuals requesting paper copies from the contract service center/branch. When possible, the CO should also build an electronic “mailing list” of companies downloading the solicitation from the Internet.

[49 FR 8843, Mar. 8, 1984, as amended at 62 FR 37148, July 11, 1997]

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### Subpart 1514.4—Opening of Bids and Award of Contract

#### 1514.404 Rejection of bids.

#### 1514.406 Mistakes in bids.

## PART 1515—CONTRACTING BY NEGOTIATION

Sec.

1515.000 Scope of part.

### Subpart 1515.4—Solicitation and Receipt of Proposals and Quotations

1515.403 Conditions for use.

1515.407 Solicitation provisions.

1515.413 Disclosure and use of information before award.

### Subpart 1515.5—Unsolicited Proposals

1515.506 Agency procedures.

1515.507 Contracting methods.

### Subpart 1515.6—Source Selection

1515.602 Applicability.

1515.604 Responsibilities and duties.

1515.604-70 Personal conflicts of interest.

1515.605 Evaluation factors.

1515.608 Proposal evaluation.

1515.609 Competitive range.

1515.612 Formal source selection.

### Subpart 1515.8—Price Negotiation

1515.804 Cost or pricing data.

### Subpart 1515.9—Profit

1515.900 Scope of subpart.

1515.902 Policy.

1515.905 Profit-analysis factors.

1515.970 EPA structured approach for developing profit or fee objectives.

1515.970-1 General.

1515.970-2 EPA structured system.

1515.970-3 Documentation.

### Subpart 1515.10—Preaward, Award, and Postaward Notifications, Protests, and Mistakes [Reserved]

AUTHORITY: Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c).

SOURCE: 49 FR 8843, Mar. 8, 1984, unless otherwise noted.

#### 1515.000 Scope of part.

This part implements and supplements FAR part 15. It prescribes the